

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Labour Employment Training & Factories Department Employment & Training – Sri Y.Radha Krishna Murthy, Inspector of Training, O/o Regional Deputy Director (APP) (Retd.), Kakinada, East Godavari District – Possessing of assets disproportionate to the known sources of income and violation of Andhra Pradesh Civil Services (Conduct) Rules, 1964 –Departmental action initiated – Case entrusted to Commissioner of Inquiries – Commissioner of Inquiries report received and report communicated Charged Officer – Charged Officer submitted representation – Show Cause Notice Issued – APPSC concurrence requested – The individual expired – Abating the case - Orders - Issued.

LABOUR EMPLOYMENT TRAINING AND FACTORIES (VIG) DEPARTMENT

G.O.MS.No. 17

Dated: 23.08.2014.
Read the following:

1. Orders of Lokayukta Complaint No. 1448/2000/B1, Dt. 27.08.2001.
2. From DET, Lr No. D1/1073/2000, Dated 19.09.2001.
3. Govt.Memo.No. 712/Emp.A2/2001-1, Dated 19.10.2001.
4. From the DG, ACB., Lr.Rc.No. 180/RCA-REG/03, Dt. 05.12.03
5. G.O.Ms.No. 12, LET&F (Emp) Deptt., dated 06.02.2004.
6. From DG, ACB., Lr.No. 180/RCA/RJ4/03, dated 25.2.06.
7. G.O.Rt.No. 2633, LET&F (Vig) Deptt., Dated 11.12.2006.
8. G.O.Rt.No. 5100, G.A. (Spl.C) Deptt., dated 28.09.2006.
9. Govt. Memo.No. 712/Vig/2001, Dated 19.02.2007.
10. Govt. Memo.No. 712/Vig/2001-12, Dated 28.03.2008.
11. Representation of Sri YRK Murthy, dated 28.05.2008.
12. G.O.Rt.No. 48, LET&F (Vig) Deptt., dt.02.02.2009.
13. G.O.Rt.No. 563, LET&F (Vig) Deptt., Dated 15.05.2012.
14. From G.A. (COI) D.O.Lr No. 392/COI.LP/2011-1, Dt. 24.07.2012.
15. Govt. Memo.No. 712/Vig/2011, Dated 30.07.2012.
16. Representation from Sri Y.R.K.Murthy, Dated 28.09.2012.
17. Govt.Memo.No. 712/Vig/A2/2001, Dated 12.03.2013
18. From CET, Lr.No. M2/1958/2012, Dated 10.09.2013.
19. Govt. Letter No. 712/Vig/A2/2001, Dated 30.10.2013.
20. From APPSC, Lr No. 2115RT/3/2013, Dated 23/11/2013.
21. Govt. Memo.No. 712/Vig/A2/2001, Dated 17.12.2013.
22. From CET Letter No. M2/1958/2013, Dated 14.05.2014.

In the reference 2nd read above, the Director of Employment and Training, Hyderabad has informed that a complaint was filed by Sri Rajanala Sivaji before the Institution of Lokayukta and Upalokayauta, Hyderabad alleging that Sri Polaku Akkayya Memorial Industrial Training Institute, Mudinepalli, Krishna District is not maintaining the infrastructural facilities and Sri Y. Radha Krishna Murthy, Inspector of Training, O/o Regional Deputy Director, Kakinada, while working as Principal, RICC, Kakinada, has issued Demand Drafts to the Society of this Industrial Training Centre and also used his Official influence for protecting the Industrial Training Centre.

2. The Director of Employment and Training, Hyderabad has further informed that the Hon'ble Lokayukta while communicating the orders in reference 1st read above, has instructed him to conduct a detailed independent enquiry as regards the allegations on the property assessments and the Bank Accounts of Sri Y.Radha Krishna Murthy, Inspector of Training O/o Regional Deputy Director Kakinada and submit action taken report. Therefore, the Director of Employment and Training has requested the Government for necessary permission/ instructions in the matter.

3. In the reference 3rd read above, Government permitted the Director of Employment and Training, Hyderabad to entrust the case to Anti Corruption Bureau for a detailed probe with regards to the allegations on the property assessments and the Bank Accounts of Sri Y.Radha Krishna Murthy, Inspector of Training, O/o Regional Deputy Director (App), Kakinada.

4. On the proposals of the Director General, Anti Corruption Bureau, Hyderabad in the reference 4th read above, Government authorized Sri I.Trinadha Rao, Deputy Superintendent of Police, Anti Corruption Bureau, Eluru Range, West Godavari District for filing an application in the court of III Additional District and Sessions Judge-cum-Special Judge for Anti Corruption Bureau Cases, Visakhapatnam for attachment of properties worth Rs. 11,19,887/- of Sri Y.Radhakrishna Murthy, Inspector of Training (Retired), Regional Deputy Director (APP), Hyderabad vide reference 5th read above.

5. In the reference 6th read above, the Director General, Anti Corruption Bureau, in his final report has recommended that the Accused Officer i.e Sri.Y.Radhakrishna Murthy, Inspector of Training (Retired), Hyderabad may be prosecuted in a court of law for possession of disproportionate assets to the known sources of income, and also departmental action for failing to inform about the acquisition of assets to his competent authority as contemplated in Andhra Pradesh Civil Services (Conduct) Rules, 1964.

6. After careful examination, Government entrusted the case to Commissioner of Inquiries and Sri A.Madhusudhan Reddy, IAS (Retd.) was appointed as Inquiry Officer to conduct regular enquiry in the matter against Sri Y.Radhakrishna, Inspector of Training (Retired), vide reference 7th read above. Sri A.Madhusudhan Reddy IAS., (Retd) was permitted to demit the Office with effect from 30.09.2006 AN, as he is leaving to USA, vide reference 8th read above,

7. In the reference 10th read above, Government while withdrawing the articles of charges issued in reference 9th read above, revised articles of charges were issued through Commissioner of Employment and Training to the Charged Officer for his written statement of defence. In the reference 11th read above, the Charged Officer has submitted his written statement of defence, wherein he has requested to drop the proceedings against him and release service benefits.

8. In the reference 12th read above, Government appointed Sri Janak Raj, IPS., (Retd.), Member, Commissioner of Inquiries as Inquiry Authority to conduct regular enquiry in the matter against Charged Officer. Later, Sri Lingaraj Panigrahi, IAS., (COI.LP) Commissioner of Inquiries was appointed as Inquiry Authority to conduct an enquiry into the matter in place of Sri Janak Raj, IPS (Retd.) consequent on expiry of his term, vide reference 13th cited.

9. In the reference 14th read above, the Inquiry Officer in his report has stated that two charges framed against Charged Officer i.e Sri Y.Radha Krishna Murthy, Inspector of Training (Retired) were held proved. In the reference 15th read above, the Inquiry Report was communicated to the Charged Officer with a request to submit his representation, if any, within 15 days. In the reference 16th read above, Sri Y.Radhakrishna Murthy has submitted his representation, wherein, it was found that he has not brought any new points and grounds for consideration.

10. Government after careful examination of the Inquiry Report and the representation of the Charged Officer, have decided to impose punishment of withholding of 100% pension against Sri Y.Radhakrishna Murthy, Inspector of Training (Retd.) under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980. Accordingly, a show cause notice was served on the Charged Officer as to why the penalty of withholding of 100% pension should not be imposed under Andhra Pradesh Revised Pension Rules, 1980, vide reference 17th read above.

11. In the reference 18th read above, the Commissioner of Employment and Training has furnished a copy acknowledgment dated 12.08.2013 received from the Charged Officer for having served the Show Cause Notice. But, no representation has been received from the Charged Officer even after the stipulated time.

12. In the reference 19th read above, Government has requested the Andhra Pradesh Public Service Commission to furnish the concurrence on the punishment of withholding of 100% pension in the disproportionate assets case against Sri Y.Radha Krishna Murthy, (Retd.) Inspector of Training, as the Commissioner of Inquiries has proved the charges. In reply the Andhra Pradesh Public Service Commission in the reference 20th read above has requested the Government to intimate the period of punishment proposed against the Charged Officer.

13. Government after careful examination of the matter have decided to impose the punishment of withholding of 100% pension permanently and a revised show cause notice was served on the Charged Officer, as to why the penalty of withholding of 100% pension permanently should not be imposed on him under Andhra Pradesh Revised Pension Rules, 1980 and directed to show cause within 15 days from the date of receipt of the Memo vide reference 21st read above.

14. In the reference 22nd read above, the Commissioner of Employment and Training has informed that Sri Y.Radhakrishna Murthy, Inspector of Training (Retd.) O/o Regional Deputy Director (App) Kakinada expired on 04.12.2013.

15. Government have examined the matter in detailed and have ordered that the disproportionate assets / departmental action case against Y.Radhakrishna Murthy, Inspector of Training (Retd.), who expired on 04.12.2013, as per G.O.Rt.No. 1097, Finance and Planning (FW-Pen1) Department, dated 22.06.2000 shall abate.

16. The Commissioner of Employment and Training is requested to take necessary action accordingly in the matter.

J.C.SHARMA,
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Employment and Training, Hyderabad.

The Legal Heir of Y.Radhakrishna Murthy, Inspector of Training (Retd.) O/o RDD (App) Kakinada through the Commissioner of Employment and Training, Andhra Pradesh, Hyderabad.

Copy to:

The Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad.

The General Administration (COI) Department, A.P. Secretariat, Hyderabad.

The Secretary, Andhra Pradesh Vigilance Commission, Hyderabad.

The Accountant General, Andhra Pradesh, Hyderabad.

The Directorate of Treasures and Accounts, Andhra Pradesh, Hyderabad.

The Secretary, Andhra Pradesh Public Service Commission.

The A.P.Lokayukta & Upa Lokayukta (Their Complaint No. 1440/2000/B1)

Sf/Sc.

//Forwarded :: By order//

SECTION OFFICER